

AN ORDINANCE OF THE CITY COUNCIL OF LAKE  
FOREST, CALIFORNIA EXTENDING THE  
DEADLINES FOR PLAN EFFECTIVENESS AND  
TAX INCREMENT RECEIPT FOR THE EL TORO  
REDEVELOPMENT PROJECT AREA

THE CITY COUNCIL OF THE CITY OF LAKE FOREST DOES  
ORDAIN AS FOLLOWS:

**SECTION 1. Findings and Purpose.**

1. The Lake Forest Redevelopment Agency ("Agency") adopted a redevelopment plan ("Redevelopment Plan") for the El Toro Redevelopment Project Area ("Project Area") pursuant to the provisions of the California Community Redevelopment Law ("CRL") (Health and Safety Code Section 33000 *et seq.*).
2. The Agency has been designated as the official redevelopment agency in the City of Lake Forest and the City of Laguna Hills to carry out the functions and requirements of CRL and to implement the Redevelopment Plan.
3. Pursuant to CRL Section 33333.6, when an agency is required to make a payment pursuant to Section 33681.9 the legislative body may amend the redevelopment plan to extend by one year the time limit of the effectiveness of the plan and the time limit to repay indebtedness without complying with CRL Sections 33354.6 or 33450 *et seq.* or any other provision relating to other amendments of a redevelopment plan.
4. City and Agency staff have determined that extending the Redevelopment Plan and the time limit to repay debt is exempt from the requirements of the California Environmental Quality Act ("CEQA"), pursuant to State CEQA Guidelines Section 15378(b), because it does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment and because such approval constitutes the creation of a funding mechanism and/or other governmental fiscal activity.

**SECTION 2.** The time limit on the effectiveness of the Redevelopment Plan, as set forth in Section 900 of the Redevelopment Plan is hereby amended in its entirety as follows:

"Except for the nondiscrimination and nonsegregation provisions (which shall run in perpetuity), or the obligation to repay any indebtedness as provided in Sections 601 and 602, the provisions of this Plan shall be effective and the provisions of other documents formulated pursuant to this Plan may be made effective for forty-one (41) years from the date of adoption of this Plan by the City of Lake Forest."

**SECTION 3.** The Agency shall not pay indebtedness or receive property taxes pursuant to CRL Section 33670 after ten (10) years from the termination of the effectiveness of the Redevelopment Plan. Based upon the termination date established in Section 2 of this Ordinance, the Agency shall not pay indebtedness or receive property taxes pursuant to CRL Section 33670 after fifty-one (51) years from the date of adoption of the Redevelopment Plan.

**SECTION 4.** The City Council finds and determines that the amendment to the Redevelopment Plan as provided in this Ordinance is authorized by CRL Section 33333.6(e)(2)(C).

**SECTION 5.** The Redevelopment Plan, as amended, shall remain in full force and effect, unmodified except to the extent of the amendment expressly set forth in this Ordinance.

**SECTION 6.** The City Manager is hereby authorized and directed to undertake such actions and execute such documents as may be reasonably necessary or convenient to the carrying out and administration of the actions authorized by this Ordinance.

**SECTION 7.** The City Council hereby directs City staff to file a Notice of Exemption with the Clerk of Orange County within five (5) days of the adoption of this Ordinance.

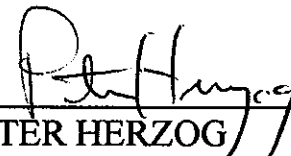
**SECTION 8.** If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

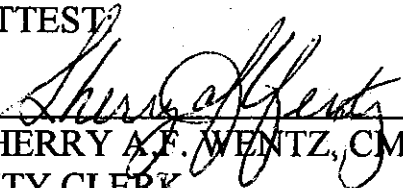
The City Council hereby declares that it would have adopted this Ordinance, and each section, subsection, subdivision, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

**SECTION 9.** The City Clerk shall certify to the adoption of this Ordinance and shall cause the same to be published as required by law.

**SECTION 10.** This Ordinance shall become effective thirty (30) days after its adoption.

PASSED, APPROVED AND ADOPTED this 19th day of April 2005, by the following vote, to wit:

  
\_\_\_\_\_  
PETER HERZOG  
MAYOR

ATTEST  
  
\_\_\_\_\_  
SHERRY A.F. WENTZ, CMC  
CITY CLERK

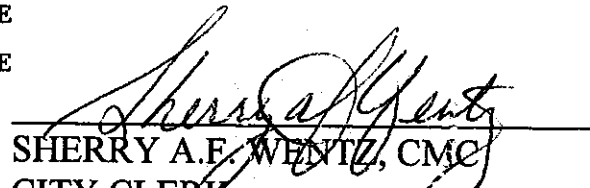
APPROVED AS TO FORM:

  
\_\_\_\_\_  
SCOTT C. SMITH  
CITY ATTORNEY

STATE OF CALIFORNIA )  
COUNTY OF ORANGE ) SS  
CITY OF LAKE FOREST )

I, Sherry A.F. Wentz, City Clerk of the City of Lake Forest, California, do hereby certify that the foregoing Ordinance No. 149 was duly introduced and place upon its first reading at a regular meeting of the City Council on the 5th day of April 2005, and the thereafter, said Ordinance was duly adopted and passed at a regular meeting of the City Council on the 19<sup>th</sup> day of April 2005, by the following vote, to wit:

AYES:	COUNCIL MEMBERS:	DIXON, MCCULLOUGH, RUDOLPH, TETTEMER, HERZOG
NOES:	COUNCIL MEMBERS:	NONE
ABSTAIN:	COUNCIL MEMBERS:	NONE
ABSENT:	COUNCIL MEMBERS:	NONE

  
SHERRY A.F. WENTZ, CMC  
CITY CLERK